CLASSIFICATION OFFICE DECISION

Title of publication:	cutie-228-048.jpg
Other known title(s):	Not stated
OFLC ref:	1500030.017
Medium:	Computer Image File Printout
Publisher:	Not stated
Country of origin:	Not stated
Language:	Not applicable
Applicant:	Secretary for Internal Affairs
Classification:	Objectionable.
Descriptive note:	None
Display conditions:	None
Date of entry in Register:	27 March 2015
Date of direction to issue a label:	No direction to issue a label has been issued
Date of notice of decision:	27 March 2015

Summary of reasons for decision:

The computer image file printout is deemed to be objectionable because it tends to promote and support the exploitation of young persons for sexual purposes.

The publication is a printout of an image file from a website that specializes in "non-nude" images of young girls in studio poses. The girl wears a singlet top and pants, and is shown with a racquet. She is not involved in sexual activity and the image does not show naked genitals or breasts. However, the main focus is on the blatant display of her crotch, exposed by her position. The image is clearly intended to appeal to those with a sexual interest in young people. The availability of such material is capable of creating or reinforcing this sexual interest.

The classification of the publication interferes with the right to freedom of expression set out in the New Zealand Bill of Rights Act 1990. However, this is an outcome that is consistent with Parliament's intention and is a reasonable limitation on the freedom of expression. The classification reflects the concern of a free and democratic society to protect its young and vulnerable members from sexual exploitation.